

unusual issues to arise with respect to such claims.

(5) Plaintiffs do not request any changes in the limitations on discovery imposed by the Federal Rules of Civil Procedure or the Local Civil Rules for the District of South Carolina.

(6) Plaintiffs do not request any further orders at this time.

Information required pursuant to Local Civil Rule 26.03

1. *A short statement of the facts of the case:*

The Plaintiff, Broadcast Music, Inc. (“BMI”), has been granted the right to license the public performance right of approximately 8.5 million copyrighted musical compositions. The remaining Plaintiffs are owners of copyrights in the musical compositions which are the subject of the lawsuit.

The Plaintiffs allege that the Defendant Main Street Bar & Grill, Inc. d/b/a Main Street Bar & Grill, acting by and through Defendant George Albers, has used and is using certain copyrighted compositions without a license to do so in violation of the Plaintiffs’ copyrights.

2. *The names of fact witnesses likely to be called by the parties and a brief summary of their expected testimony:*

Plaintiffs will likely call Patrick Dowd. This witness logged the unauthorized performances at Main Street Bar & Grill. Plaintiffs will likely call Brian Mullaney to testify as to Plaintiff BMI’s practices and procedures as well as the ownership of the copyrights in question and also to testify as to the Plaintiff BMI’s licensing practices and procedures, Defendants’ licensing history, and numerous contacts made with the Defendants to advise them of the obligation to procure a license in order to use copyrighted compositions at Main Street Bar & Grill.

3. *The names and subject matter of expert witnesses (if no witnesses have been identified, the subject matter and field of expertise should be given as to experts likely to be offered):*

The parties have not identified expert witnesses, but reserve the right to do so in accordance with the scheduling order.

4. *A summary of the Claims or Defenses with statutory and or case citations supporting the same:*

Claims: Copyright infringement, 17 U.S.C. § 501; request for injunction, 17 U.S.C. § 502; statutory damages, 17 U.S.C. § 504(c); attorney's fees and costs, 17 U.S.C. § 505.

5. *Proposed dates for the following deadlines listed in Local Civil Rule 16.02:*

- (a) *Exchange of Fed. R. Civ. P. 26(a)(2) expert disclosures; and*

December 1, 2014

- (b) *Completion of discovery.*

January 15, 2015.

6. *Special circumstances affecting the time frames applied in preparing the scheduling order.*

The Plaintiffs are not aware of any special circumstances at this time.

7. *Additional information requested in the Pre-Scheduling Order.*

None requested.

Respectfully submitted,

BROADCAST MUSIC, INC. et al.
Plaintiffs,

By their attorneys,

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